



Atty. Docket No.: 11067/1090

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: McHale et al.
Serial No.: 09/748,789
Filed: December 22, 2000
Entitled: Loading Method

Examiner: Li Qian,
Group Art Unit: 1632
Conf. No.: 3325

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

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Joyce C. Hersh

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Commissioner for Patents
Washington, D.C. 20231

**RESPONSE TO RESTRICTION REQUIREMENT
AND PRELIMINARY AMENDMENT**

Dear Sir:

Responsive to the Restriction Requirement dated February 27th 2002, the claims of Group 1 (Claims 1-4, 9-19, 26 and 30-32), drawn to method of producing a red blood cell comprising an agent, the red blood cells produced by the method, and *in vitro* use of the red blood cells produced, are elected for prosecution. Applicant reserves the right to file a continuing application or take such other appropriate action as deemed necessary to protect the non-elected inventions. Applicant does not hereby abandon or waive any rights in the non-elected inventions.

Responsive to the requirement for an election of species for searching purposes, Applicant hereby elects as the species agents which are proteins. Claims readable on the elected species are 1-4, 9-19, 26 and 30-32